

**LAND SURVEYOR SECTION
JOINT BOARD OF ARCHITECTS, DESIGNERS, ENGINEERS,
LAND SURVEYORS AND LANDSCAPE ARCHITECTS.
MEETING MINUTES
March 27, 2012**

Present: Dan Fedderly, Jim Rusch, Ruth G. Johnson and Matt Janiak

Staff: Berni Mattsson, Executive Director; Yolanda McGowan, Legal Counsel; Michelle Solem, Bureau Assistant; and other Department staff

Guests: Frances Thousand, Wisconsin Society of Land Surveyors; Devon VandenHeuvel, Nicolet Area Technical College; and Rick Hillmann

Matt Janiak, Section Chair, called the meeting to order at 9:36 a.m. A quorum of 4 members was confirmed.

ADOPTION OF AGENDA

MOTION: Jim Rusch moved, seconded by Dan Fedderly, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES

Corrections

- Page 2 of the minutes – Discuss Potential Rule Change – A-E 7
 - Include the word “statement” after scope in both motions
- Page 3 of the minutes – Discussion Regarding the Possibility of Nomination and Emeritus Member of NCEES
 - Change “and” to “an” in the title

MOTION: Jim Rusch moved, seconded by Matt Janiak, to approve the minutes of August 24, 2011 as corrected. Motion carried unanimously.

EXECUTIVE DIRECTOR MATTERS

Berni Mattsson asked the chair to make Section appointments. Matt Janiak appointed the current slate of Section appointments to continue through the 2012 calendar year with one exception. Matt Janiak will replace Jim Rusch on the Rules Committee. Members were provided with an updated Board member guidebook to use as a reference.

BOARD DISCUSSION

1. **DIVISION OF ENFORCEMENT MATTERS**

- a. The Section asked that they receive a status report from monitoring relative to the discipline that has been imposed over the past 2-3 years.

2. **CREDENTIALING MATTERS**

- a. The Section received a report of the number of credentials issued this biennium.

3. **EDUCATION AND EXAMINATION MATTERS**

- a. Berni Mattsson indicated that the audit has not occurred yet. She told the Section that plans to complete the audit are in the works.

4. **LEGISLATION/ADMINISTRATIVE RULE MATTERS**

- a. Berni Mattsson asked the Board to e-mail her as to the type of changes that the Section is seeking so that the scope statement can be developed.

Dan Fedderly left the meeting at 10:04 a.m.

- b. Yolanda McGowan noted that 2011 SB 444 and 2011 AB 586 were not passed in the recently concluded legislative session. Jim Rusch has questions about these proposed changes and suggested that Geographic Information System (GIS) and Photogrametrists be included in the legislation. Matt Janiak noted that this will most likely be reintroduced at a future legislative session and changes might be possible at that time.
- c. Yolanda McGowan provided a brief overview of the changes that were in 2011 SB 453 (now 2011 Wisconsin Act 146).

5. LIAISON/COMMITTEE REPORTS

- a. Continuing Education Liaison
Matt Janiak provided the Section with an update relative to continuing education for Land Surveyors. He has been receiving calls requesting information about which courses have been approved. Members noted that they have been referring licensees to the code to find answers regarding CE.

6. SPEAKING ENGAGEMENT, TRAVEL, PUBLIC RELATIONS REQUESTS

- a. Berni Mattsson indicated that there is no funding for this trip from the State but that funding may be available through NCEES. Jim Rusch asked that the decisions be made earlier to allow the attendee to make the travel arrangements early enough to take advantage of travel specials. It was noted that next year's attendee for both the central zone and annual meeting should be from the Professional Engineers Section.

MOTION: Matt Janiak moved, seconded by Ruth G. Johnson, to nominate Jim Rusch as the delegate to attend the 2012 NCEES Central Zone Meeting in Jackson Hole, Wyoming, May 18 and 19. Motion carried unanimously.

MOTION: Matt Janiak moved, seconded by Ruth G. Johnson, to nominate Jim Rusch as the delegate to attend the 2012 NCEES Annual Meeting in St. Louis, Missouri, August 22-25. Motion carried unanimously.

INFORMATIONAL ITEMS

Jim Rusch indicated that there is a PACK (Professional Activity and Knowledge) survey. Based on the responses, NCEES revised the exam criteria and developed a plan to migrate the exam to computer based testing. Mr. Rusch indicated that the Department is also planning to migrate to computer based testing.

PUBLIC COMMENTS

Devon VandenHeuvel, representing Nicolet Area Technical College (NATC), addressed the Board. He indicated that they will only offer an associate degree in Geological Information Systems and will no longer offer an associate degree in land surveying. He provided the Section with a handout. The proposal includes a certificate in land surveying that includes a combination of coursework from both UW-Stevens Point and NATC.

Frank Thousand asked the Section to consider a carryover of CE be included in the rule revisions that the Section proposes. They offered a CE course that occurred three days prior to the beginning of the new biennium and would have liked those attending to use the CD for the current period or be allowed to carry over to the new biennium.

CLOSED SESSION

MOTION: Jim Rusch moved, seconded by Ruth G. Johnson, to convene to closed session to deliberate on cases following hearing (s. 19.85(1) (a), Stats.; consider closing disciplinary investigation with administrative warning (s. 19.85(1)(b), Stats. and 440.205, Stats., to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.; and, to confer with legal counsel (s. 19.85(1)(g), Stats.). Roll Call Vote: Matt Janiak - yes; Jim Rusch - yes; Ruth G. Johnson – yes. Motion carried unanimously. Open session recessed at 10:59 a.m.

Dan Fedderly joined the meeting at 12:24 p.m. and left at 3:20 p.m.

RECONVENE TO OPEN SESSION

MOTION: Jim Rusch moved, seconded by Ruth G. Johnson, to reconvene in open session at 3:55 p.m. Motion carried unanimously.

VOTING ON ITEMS CONSIDERED/DELIBERATED IN CLOSED SESSION**PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS****CASE CLOSINGS**

MOTION: Jim Rusch moved, seconded by Ruth G. Johnson, to close case 10 LSR 003 for prosecutorial discretion. (P2) Motion carried unanimously.

CONTINUING EDUCATION WAIVERS

MOTION: Ruth G. Johnson moved, seconded by Jim Rusch, to grant the waivers as listed below subject to signing and returning to the Department of Safety and Professional Services within 30 days the “Affidavit of Retirement Status”. Motion carried unanimously.

- | | |
|--------------|---------------|
| 1) K(13)(a) | 22) K(13)(z) |
| 2) K(13)(b) | 23) K(13)(aa) |
| 3) K(13)(c) | 24) K(13)(bb) |
| 4) K(13)(e) | 25) K(13)(cc) |
| 5) K(13)(f) | 26) K(13)(dd) |
| 6) K(13)(g) | 27) K(13)(ee) |
| 7) K(13)(h) | 28) K(13)(gg) |
| 8) K(13)(i) | 29) K(13)(hh) |
| 9) K(13)(j) | 30) K(13)(ii) |
| 10) K(13)(k) | 31) K(13)(jj) |
| 11) K(13)(m) | 32) K(13)(kk) |
| 12) K(13)(n) | 33) K(13)(ll) |
| 13) K(13)(o) | 34) K(13)(nn) |
| 14) K(13)(q) | 35) K(13)(oo) |
| 15) K(13)(r) | 36) K(13)(pp) |
| 16) K(13)(t) | 37) K(13)(qq) |
| 17) K(13)(u) | 38) K(13)(rr) |
| 18) K(13)(v) | 39) K(13)(ss) |
| 19) K(13)(w) | 40) K(13)(tt) |
| 20) K(13)(x) | 41) K(13)(uu) |
| 21) K(13)(y) | 42) K(13)(vv) |

MOTION: Ruth G. Johnson moved, seconded by Jim Rusch, to grant a waiver to K(13)(ff) of the agenda packet. Motion carried unanimously.

MOTION: Matt Janiak moved, seconded by Jim Rusch, to deny the waivers as listed below. Licensees listed below are given until July 1, 2012, to be in compliance or face possible disciplinary action. Licensees listed below are not to practice until they are in compliance. Motion carried unanimously.

- 1) K(13)(d)
- 2) K(13)(l)
- 3) K(13)(p)

- 4) K(13)(s)
- 5) K(13)(mm)

APPLICATION REVIEW

MOTION: Ruth G. Johnson moved, seconded by Jim Rusch to act on the 12 applications reviewed at today's meeting as noted and signed in the application file.

APPLICATIONS REVIEWED ON MARCH 27, 2012

The Section took the following action on applications.

FOR REGISTRATION AS A LAND SURVEYOR

1. By Written Exam

- a. Granted
 1. Brost, Jordan
 2. Christiansen, Benjamin
 3. Gaier, Jesrin
 4. Hillman, Rick R
 5. Larson, Benjamin
 6. Rogahn, Michael
- b. Intent to Deny
 1. Backowski, Jacob
 2. Harley, Jeanette
 3. Heuer, Bradley
 4. Lynch, Patrick
 5. Toro-Santos, Tomas
- c. Denied
 1. LaCount, Benjamin

ADJOURNMENT

MOTION: Jim Rusch moved, seconded by Ruth G. Johnson, to adjourn the meeting at 3:58 p.m. Motion carried unanimously.